

September 10, 2014

Margaret M. Fox

pfox@mcnair.net T 803.799.9800 F 803.753.3278

Ms. Jocelyn Boyd 101 Executive Center Drive South Carolina Public Service Commission Synergy Business Park, The Saluda Building Columbia, South Carolina 29210

Re: Application of ANPI, LLC for a Certificate of Public Convenience and Necessity for Authority to Provide Wholesale Local Exchange Telecommunications Services, including Exchange Access, Statewide, and for its Local Exchange Service Offerings to be Regulated in Accordance with Procedures First Authorized for NewSouth Communications Communications in Order No. 98-165 in Docket No. 97-467-C

Docket No. 2014-322-C

Dear Ms. Boyd:

Enclosed for filing please find an executed Stipulation dated September 9, 2014, between the South Carolina Telephone Coalition ("SCTC") and ANPI, LLC in the above-referenced docket. By copy of this letter and Certificate of Service, all parties of record will receive a copy of this Stipulation via the U. S. Postal Service.

Please let me know if you have any questions regarding this filing.

Very truly yours,

McNAIR LAW FIRM, P.A.

Mayareth Fay

McNAIR LAW FIRM, P.A. 1221 Main Street

1221 Main Street Suite 1600 Columbia, SC 29201

Mailing Address Post Office Box 11390 Columbia, SC 29211

mcnair.net

Margaret M. Fox

MMF:he Enclosure

## BEFORE THE PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

Docket No. 2014-322-C

Application of ANPI, LLC for a Certificate of Public	)
Convenience and Necessity for Authority to Provide	)
Wholesale Local Exchange Telecommunications Services,	)
including Exchange Access, Statewide, and for its Local	)
Exchange Service Offerings to be Regulated in Accordance with	)
Procedures First Authorized for NewSouth Communications	)
Communications in Order No. 98-165 in Docket No. 97-467-C	)
	)

## CERTIFICATE OF SERVICE

I, Heather M. Elder, do hereby certify that I have this date served one (1) copy of the foregoing Stipulation in the above-referenced docket upon the following parties causing said copy to be deposited with the United States Postal Service, first class postage prepaid and properly affixed thereto, and addressed as follows:

John J. Pringle, Esquire Adams and Reese, LLP Post Office Box 2285 Columbia, South Carolina 29202

Shannon Bowyer Hudson, Esquire Office of Regulatory Staff 1401 Main Street, Suite 900 Columbia, South Carolina 29201 Andrew M. Bateman, Esquire Office of Regulatory Staff 1401 Main Street, Suite 900 Columbia, South Carolina 29201

Heather M. Elder, Legal Assistant

McNair Law Firm, P. A. P. O. Box 11390

Columbia, South Carolina 29211

September 10, 2014

Columbia, South Carolina

## BEFORE THE PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

Docket No. 2014-322-C

Application of ANPI, LLC for a Certificate of Public	)		
Convenience and Necessity for Authority to Provide	)		
Wholesale Local Exchange Telecommunications Services,	)		
including Exchange Access, Statewide, and for its Local	)	STIPULATION	
Exchange Service Offerings to be Regulated in Accordance with	)		
Procedures First Authorized for NewSouth Communications	)		
Communications in Order No. 98-165 in Docket No. 97-467-C	)		
	)		

The South Carolina Telephone Coalition ("SCTC") (see attachment "A" for list of companies) and ANPI, LLC ("ANPI") hereby enter into the following stipulations. As a consequence of these stipulations and conditions, SCTC does not oppose

ANPI's Application. SCTC and ANPI stipulate and agree as follows:

- 1. SCTC does not oppose the granting of a statewide Certificate of Public Convenience and Necessity to ANPI, provided the South Carolina Public Service Commission ("Commission") makes the necessary findings to justify granting of such a certificate, and provided the conditions contained within this stipulation are met.
- 2. ANPI stipulates and agrees that any Certificate which may be granted will authorize ANPI to provide service only to customers located in non-rural local exchange company ("LEC") service areas of South Carolina, except as provided herein.
- 3. ANPI stipulates that it is not asking the Commission to make a finding at this time regarding whether competition is in the public interest for rural areas.
- 4. ANPI stipulates and agrees that it will not provide any local service, by its own facilities or otherwise, to any customer located in a rural incumbent LEC's service area, unless

and until ANPI provides such rural incumbent LEC and the Commission with written notice of its intent to do so at least thirty (30) days prior to the date of the intended service. During such notice period, the rural incumbent LEC will have the opportunity to petition the Commission to exercise all rights afforded it under Federal and State law. Also, ANPI acknowledges that the Commission may suspend the intended date for service in rural LEC territory for ninety (90) days while the Commission conducts any proceeding incident to the Petition or upon the Commission's own Motion, provided that the Commission can further suspend the implementation date upon showing of good cause.

- 5. ANPI stipulates and agrees that, if ANPI gives notice that it intends to serve a customer located in a rural incumbent LEC's service area, and either (a) the Commission receives a Petition from the rural incumbent LEC to exercise its rights under Federal or State law within such 30-day period, or (b) the Commission institutes a proceeding of its own, then ANPI will not provide service to any customer located within the service area in question without prior and further Commission approval.
- 6. ANPI acknowledges that any right which it may have or acquire to serve a rural telephone company service area in South Carolina is subject to the conditions contained herein, and to any future policies, procedures, and guidelines relevant to such proposed service which the Commission may implement, so long as such policies, procedures, and guidelines do not conflict with Federal or State law.
- 7. The parties stipulate and agree that all rights under Federal and State law are reserved to the rural incumbent LECs and ANPI, and this Stipulation in no way suspends or adversely affects such rights, including any exemptions, suspensions, or modifications to which they may be entitled.

- 8. ANPI agrees to abide by all State and Federal laws and to participate, to the extent it may be required to do so by the Commission, in the support of universally available telephone service at affordable rates.
- 9. ANPI hereby amends its application and its prefiled testimony in this docket to the extent necessary to conform with this Stipulation.
- 10. Notwithstanding any provision contained herein, the terms, conditions and limitations of the Stipulation apply only in those instances where a rural telephone company's federal rural exemption under 47 U.S.C. § 251(f)(1) is implicated.

AGREED AND STIPULATED to this \_\_\_\_\_\_ day of September, 2014.

ANPI, LLC:

South Carolina Telephone Coalition:

JohnlJ. Pringle, Jr.
Adams and Reese LLP
1501 Main Street, 5th Floor
Columbia, SC 29201
(803) 343-1270

Attorneys for Applicant ANPI, LLC

M. John Bowen, Jr.
Margaret M. Fox
McNair Law Firm, P.A.
Post Office Box 11390
Columbia, South Carolina 29211
(803) 799-9800

Attorneys for the South Carolina Telephone Coalition

## South Carolina Telephone Coalition Member Companies For Purposes of Local Service Stipulation

Chesnee Telephone Company

Chester Telephone Company, d/b/a TruVista

Comporium, Inc. (f/k/a Rock Hill Telephone Company)

Farmers Telephone Cooperative, Inc.

Ft. Mill Telephone Company, d/b/a Comporium

Home Telephone ILEC, LLC d/b/a Home Telecom

Lancaster Telephone Company, d/b/a Comporium

Lockhart Telephone Company, d/b/a TruVista

McClellanville Telephone Company (TDS)

Norway Telephone Company (TDS)

Palmetto Rural Telephone Cooperative, Inc.

Piedmont Rural Telephone Cooperative, Inc.

PBT Telecom, d/b/a Comporium

Ridgeway Telephone Company, d/b/a TruVista

Sandhill Telephone Cooperative, Inc.

St. Stephen Telephone Company (TDS)

West Carolina Rural Telephone Cooperative, Inc.

Williston Telephone Company (TDS)